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Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC and  
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BRUCE LEVENTHAL 2001 IRREVOCABLE  
TRUST and BRUCE LEVENTHAL, individually  
and in his capacity as trustee to the Bruce  
Leventhal 2001 Irrevocable Trust,

Defendants.

Adv. Pro. No. 10-04573 (SMB)

**STIPULATION OF AND ORDER FOR VOLUNTARY DISMISSAL  
OF ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and defendants Bruce Leventhal 2001 Irrevocable Trust (the “Leventhal Trust”) and Bruce Leventhal, individually and in his capacity as trustee of the Leventhal Trust (“Defendants”), by and through their counsel, Steven T. Davis of Lax & Neville LLP (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 1, 2010, the Trustee commenced the above-captioned adversary proceeding (the “Adversary Proceeding”) by filing and serving the Complaint against Defendants.

2. On September 18, 2015, Defendants served an answer on the Trustee.

3. On August 26, 2019, the Parties entered into a settlement agreement (the “Agreement”) pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [ECF No. 3181].

4. Dismissal pursuant to this Order will be with prejudice and without costs to either the Defendants or the Trustee.

5. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties in interest.

6. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall

be deemed an original.

Dated: November 4, 2019

**BAKER & HOSTETLER LLP**

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Securities LLC and the Estate of Bernard L. Madoff*

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*Attorney for Defendants*

**SO ORDERED**

**Dated: November 5<sup>th</sup>, 2019**  
**New York, New York**

**/s/ STUART M. BERNSTEIN**  
**HONORABLE STUART M. BERNSTEIN**  
**UNITED STATES BANKRUPTCY JUDGE**